

Lee.	Sentell.	Carlock.	Osborne.
Lindemann.	Schlesinger.	Clark.	Parks.
Lowe	Scholl.	Cope.	Peyton.
of McMullen.	Sholars.	Cox.	Pillow.
McFarland.	Smith of Bastrop.	Crudgington.	Pope.
Metcalfe.	Spencer of Nolan.	Davis of Dallas.	Raiden.
Moore.	Strayhorn.	Davis of Grimes.	Reeves.
Nichols.	Swope.	Davis	Richards.
Nordhaus.	Thomas.	of Van Zandt.	Robertson.
O'Brien.	Thompson	DeBogory.	Russell.
Peddy.	of Red River.	Denton.	Sackett.
Pillow.	Upchurch.	Dudley.	Sentell.
Richards.	Valentine.	Dunnam.	Schlosshan.
Robertson.	Wahrmund.	Estes.	Scholl.
Rogers.	Yantis.	Fairchild.	Seawright.
		Fisher.	Sholars.
		Fitzpatrick.	Smith of Hopkins.
		Fly.	Spencer of Wise.
		Greenwood.	Spradley.
		Hardey.	Stewart.
		Harris.	Swope.
		Hill.	Taylor.
		Holaday.	Templeton.
		Holland.	Terrell.
		Hudspeth.	Thomason
		Johnson.	of El Paso.
		Jones.	Thomason
		Laas.	of Nacogdoches.
		Lacey.	Thompson
		Lanier.	of Hunt.
		Lee.	Thompson
		Low	of Red River.
		of Washington.	Tillotson.
		McComb.	Tilson.
		McDowra.	Tinner.
		McMillin.	Trayler.
		Martin.	Tschoepe.
		Meador.	Veatch.
		Mendell.	Walker.
		Metcalfe.	White.
		Monday.	Williams
		Morris.	of Brazoria.
		Murrell.	Williford.
		Neeley.	Wilson.
		Nordhaus.	Woods.
		O'Banion.	Woodul.
		O'Brien.	Yantis.

Absent—Excused.

Bell.	Miller of Dallas.
Blalock.	Neill.
Bland.	Poage.
Canales.	Pope.
Cates.	Roemer.
Dodd.	Sallas.
Laney.	Smith of Scurry.
McCoy.	Williams
Martin.	of McLennan.
Miller of Austin.	

The roll call showed that there was not a quorum present, and it was so announced.

#### REQUESTING ABSENTEES TO REPORT AT ONCE.

On motion of Mr. Cope, the Sergeant-at-Arms was instructed to notify all absent members to report at once.

#### ADJOURNMENT.

On motion of Mr. Terrell, the House, at 9:10 o'clock a. m. adjourned until 9 o'clock a. m. tomorrow.

#### TWENTY-THIRD DAY.

(Monday, September 24, 1917.)

The House met at 9 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Mr. Speaker.	Blackmon.
Baker.	Bland.
Beard of Milam.	Bledsoe.
Beasley.	Bryan.
Beason.	Bryant.
Bedell.	Burton of Rusk.
Bertram.	Butler.
Blackburn.	Cadenhead.

Absent.

Bagby.	McCoy.
Beard of Harris.	McFarland.
Bell.	Miller of Dallas.
Blalock.	Moore.
Burton of Tarrant.	Neill.
Canales.	Nichols.
Cates.	Peddy.
Dodd.	Roemer.
Florer.	Rogers.
Haidusek.	Sallas.
Hartman.	Schlesinger.
Hawkins.	Smith of Bastrop.
Laney.	Smith of Scurry.
Lange.	Spencer of Nolan.
Lindemann.	Strayhorn.
Lowe	Thomas.
of McMullen.	Upchurch.

Valentine.  
Wahrmund.

Williams  
of McLennan.

Absent—Excused.

Brown.  
Miller of Austin.

Poage.

The Speaker announced a quorum present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

#### LEAVES OF ABSENCE GRANTED.

On motion of Mr. Nordhaus, Mr. Brown was excused indefinitely, on account of sickness.

On motion of Mr. Williford, Mr. Carlock was excused for last Saturday, on account of important business.

Mr. Spencer of Wise moved to excuse Mr. Thomas, for today, and the motion was lost.

#### HOUSE BILL NO. 39 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 39, A bill to be entitled "An Act to establish and incorporate the Whiteman Independent School District, with certain boundaries in Haskell county, Texas, with all the powers and privileges of independent school districts, to manage and control the public schools of same, to elect trustees therefor, to levy and collect taxes for the maintenance of said school; to issue bonds, and declaring an emergency."

The bill was read third time and was passed.

#### HOUSE BILL NO. 40 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 40, A bill to be entitled "An Act to establish and incorporate the Pinkerton Independent School District, with certain boundaries in Haskell county, Texas; with all the powers and privileges of independent school districts; to manage and control the public schools of same; to elect the trustees therefor; to levy and collect taxes for the maintenance of said school; to issue bonds, and declaring an emergency."

The bill was read third time and was passed.

#### SENATE BILL NO. 29 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 29, A bill to be entitled "An Act to create a more efficient road law for Madison county, etc., and declaring an emergency."

The bill was read second time and was passed to a third reading.

#### SENATE BILL NO. 7 ON PASSAGE TO A THIRD READING.

The Speaker laid before the House, as an unfinished special order, on its passage to a third reading,

S. B. No. 7, A bill to be entitled "An Act to prevent the introduction into the State of Texas of the destructive cotton pest, *Pectinophera gossypiella* Saund., hereinafter referred to as the pink boll worm, and to control and eradicate such insect pest in the event its presence in this State is discovered; creating a zone along the southern and southwestern boundary of the State from which cotton and cotton products may not be transported; providing for the inspection of fields of cotton and for the inspection and general control of cotton produced in an inspection zone; and to provide for the quarantine and control of any territory within the State within which the pink boll worm may be found; providing for an appropriation, and creating an emergency."

With amendment by Mr. Tillotson striking out all after the enacting clause of the bill and inserting a new text in lieu thereof, and also a motion by Mr. Terrell to reconsider the vote by which the following amendment by Mr. Thomas was adopted on last Friday pending:

Amend the amendment to Senate bill No. 7 by striking out all of Section 12.

Mr. Stewart moved to table the motion to reconsider, and the motion to table was lost.

Question then recurring on the motion of Mr. Terrell to reconsider, it prevailed.

Question then recurring on the amendment by Mr. Thomas, it was lost.

Question—Shall the pending amendment by Mr. Tillotson be adopted?

Mr. Harris offered the following amendment to the pending amendment:

Amend Senate bill No. 7, Section 2, line 12, by striking out the word "fifty" and insert in lieu thereof the word "twenty-five."

The amendment to the amendment was lost.

Mr. Tillotson offered the following amendment to the amendment:

Amend the amendment to Section 6 of Senate bill No. 7, page 134 of the House Journal by adding after the word "appropriated" in the fourth line from the bottom of the second column, the following: "Provided, if any person whose cotton or field of cotton has been destroyed according to the provisions of this act is dissatisfied with the estimate of damages assessed by the said three citizens he shall have the right of appeal to any court of competent jurisdiction."

The amendment to the amendment was adopted.

Mr. Tillotson offered the following amendment to the amendment:

Amend the amendment to Senate bill No. 7 (which amendment is House bill No. 1, and all amendments refer to page, section and line of House bill No. 1) by adding page 1, Section 1, line 26, after the word "Cameron" in line 26, the following: "and that part of Dimmit county south of a line drawn diagonally across the county from the northwest corner of the county where it joins Zavala and Maverick counties to the southeast corner of the said Dimmit county on the line of LaSalle county."

The amendment to the amendment was adopted.

Mr. Bertram offered the following amendment to the amendment:

Amend the bill by striking out Section 3 on page 2.

The amendment to the amendment was lost.

(Mr. Thomason of El Paso in the chair.)

Mr. Thompson of Hunt offered the following amendment to the amendment:

Amend Senate bill No. 7 by adding thereto, immediately following Section 11, Section 11a, as follows:

"Section 11a. Before any quarantine shall be declared or established embracing any section or territory within the State pursuant to any of the provisions of this act, the Commissioner of Agriculture of this State shall cause to be made a thorough examination of the territory and premises believed to be infected by a competent and experienced entomologist, who shall, after going upon the said premises, and after making the said examination in person, report the

result thereof to the Commissioner of Agriculture; should said report disclose the fact that the pink boll worm in any of its stages exist within the territory under investigation, said person who made the examination shall make a statement in writing setting forth, among other things, the following facts:

"1. The date when such examination was made.

"2. The name or names of the person or persons who were present when such examination was made.

"3. The locality where said pink boll worm was found.

"4. The name or names of the owners of the premises.

"5. The extent of the infection, and the number and description of the different localities infected.

"6. The steps necessary to be taken in dealing with the said infection, and the proper safeguards to be employed.

"7. Any other information deemed necessary to be given preparatory to dealing with said infection.

"Said statement shall be duly verified by oath of the person making the said examination, the same shall be filed and preserved in the office of the Commissioner of Agriculture, and shall be open to the inspection of the public."

The amendment to the amendment was adopted.

Mr. Raiden offered the following amendment to the amendment:

Amend S. B. No. 7, Section 12, by striking out the figures "\$20,000," and inserting in lieu thereof the figures "\$10,000."

The amendment to the amendment was adopted.

Mr. Bertram offered the following amendment to the amendment:

Amend the bill, on page 2, by adding at the end of Section 3, the following: "Provided, the State shall pay for all lint cotton, seed cotton or cotton seed, raised or owned by any person, firm or corporation in the zone established by the Governor as provided for by Section 3 of this act, at the market value of such products."

The amendment to the amendment was lost.

The amendment by Mr. Tillotson, striking out all after the enacting clause of the bill and inserting a new text as amended, was then adopted.

Mr. Tillotson offered the following amendment to the caption of the bill:

Amend S. B. No. 7, by striking out all before the enacting clause and substituting the following:

S. B. No. 7, A bill to be entitled "An Act to prevent the introduction into the State of Texas of the destructive cotton pest, *Pectinophera gossypiella* Saund., hereinafter referred to as the pink boll worm, and to control and eradicate such insect pest in the event its presence in this State is discovered, creating a zone along the boundary between the State of Texas and the Republic of Mexico, providing for the inspection of fields of cotton and for the inspection and general control of cotton and cotton products produced in such zone; providing for the quarantine of any territory in such zone whenever the pink boll worm in any of its stages shall be discovered within such zone or adjacent thereto in the Republic of Mexico; providing for the quarantine and control of any territory within the State in which the pink boll worm may be found, and for the eradication of the pest, and for compensation for cotton or fields of cotton that may be destroyed under the provisions of the act; providing an appropriation, and creating an emergency."

Mr. O'Brien moved the previous question on the amendment and the passage of the bill to a third reading, and the main question was ordered.

Question first recurring on the amendment to the caption of the bill, it was adopted.

Senate bill No. 7 was then passed to a third reading.

Mr. Tillotson moved to reconsider the vote by which the bill was passed to a third reading and to table the motion to reconsider.

The motion to table prevailed.

#### SENATE BILL NO. 7 ON THIRD READING.

Mr. Tillotson moved to suspend the constitutional rule requiring bills to be read on three several days in each house and that Senate bill No. 7 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—83.

Mr. Speaker.	Blackmon.
Beard of Milam.	Bland.
Beasley.	Bledsoe.
Beason.	Bryan.
Bedell.	Bryant.
Blackburn.	Burton of Rusk.

Butler.	Neeley.
Cadenhead.	Nordhaus.
Carlock.	O'Banion.
Clark.	Osborne.
Cope.	Peyton.
Crudgington.	Pillow.
Davis of Dallas.	Pope.
Davis of Grimes.	Raiden.
Davis	Reeves.
of Van Zandt.	Richards.
De Bogory.	Robertson.
Denton.	Russell.
Dudley.	Sackett.
Estes.	Sentell.
Fairchild.	Schlosshan.
Fly.	Scholl.
Hardey.	Seawright.
Harris.	Smith of Hopkins.
Hill.	Spencer of Wise.
Holaday.	Spradley.
Holland.	Swope.
Hudspeth.	Taylor.
Johnson.	Templeton.
Jones.	Terrell.
Laas.	Thomason
Lacey.	of Nacogdoches.
Lanier.	Thompson
Low	of Red River.
of Washington.	Tillotson.
McComb.	Tilson.
McDowra.	Tschoepe.
McMillin.	Veatch.
Martin.	White.
Meador.	Williams
Mendell.	of Brazoria.
Metcalfe.	Williford.
Morris.	Wilson.
Murrell.	Yantis.

Nays—12.

Baker.	Thomason
Bertram.	of El Paso.
Cox.	Thompson
Dunnam.	of Hunt.
O'Brien.	Tinner.
Parks.	Trayler.
Stewart.	Walker.

Absent.

Bagby.	Lindemann.
Beard of Harris.	Lowe
Bell.	of McMullen.
Burton of Tarrant.	McCoy.
Canales.	McFarland.
Cates.	Miller of Dallas.
Dodd.	Monday.
Fisher.	Moore.
Fitzpatrick.	Neill.
Florer.	Nichols.
Greenwood.	Peddy.
Haidusek.	Roemer.
Hartman.	Rogers.
Hawkins.	Sallas.
Laney.	Schlesinger.
Lange.	Sholars.
Lee.	Smith of Bastrop.

Smith of Scurry.	Valentine.
Spencer of Nolan.	Wahrmund.
Strayhorn.	Woods.
Thomas.	Woodul.
Upchurch.	

Absent—Excused.

Blalock.	Poage.
Brown.	Williams
Miller of Austin.	of McLennan.

The Speaker then laid Senate bill No. 7 before the House on its third reading and final passage.

The bill was read third time.

Mr. McDowra offered the following amendment to the bill:

Amendment to Section 6 as amended:

"In the event it shall be found necessary in the accomplishment of the purposes of this act to destroy any field or fields of cotton the county judge of the county in which such field or fields may be located shall immediately appoint three disinterested citizens, whose duties it shall be to examine carefully such field or fields of cotton and report their conclusions of the value of the cotton in such field or fields to be destroyed to the county judge. Before entering upon the duties required of them such citizens shall take an oath before some officer legally qualified to administer oaths discharging impartially the duties herein provided for. When the report of the three citizens shall be filed with the county judge it shall be the duty of the county clerk to issue a warrant upon the county treasurer for one-third of the estimated value of the said field or fields.

It shall be the county judge's further duty to transmit the report of said commission, with his endorsements, to the Commissioner of Agriculture of the State, who shall certify to the facts of such field or fields of cotton having been destroyed in pursuance of the provisions of this act, and he shall file such report and certificate, as well as evidence of the payment of one-third of the estimated value by the county, with the State Comptroller, who shall issue his warrant upon the State Treasurer for two-thirds of such sum as may be declared just and due in such report, which sum shall be paid from any funds in the State Treasury not otherwise appropriated.

The amendment was lost.

Senate bill No. 7 was then passed.

Mr. Tillotson moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.  
(Speaker in the chair.)

#### MESSAGES FROM THE ACTING GOVERNOR.

Mr. S. Raymond Brooks, private secretary to the Acting Governor, appeared at the bar of the House, and, being duly announced, presented the following messages from the Acting Governor, which were read to the House:

Governor's Office.

Austin, Texas, September 24, 1917.

To the Thirty-fifth Legislature in Third Called Session:

The total appropriations made by the Thirty-fifth Legislature at the Regular and First Called Sessions, and approved, amounted to \$15,984,710 for the fiscal year ending August 31, 1918. By levying the ad valorem tax rate of 35 cents fixed by the automatic tax board, the estimated revenue, deducting the cost of collection, will amount to \$7,994,114. Adding to this sum the estimated revenue from other sources, \$2,815,818, and the surplus on hand at the close of the last fiscal year amounting to \$2,537,646, making a total of \$13,346,978, it will be seen that the estimated expenditures of the government for the present year exceed the estimated revenues to the amount of \$2,637,732.

In the face of this condition the Legislature and all departments of the government should, in my judgment, take such steps as sound public policy and due regard for the obligations of the State will permit, to reduce these appropriations, and the expenses of government. I therefore submit for your consideration the following subjects:

1. An act to repeal or amend Chapter 183 of the General Laws of the Thirty-fifth Legislature, providing for the establishment of the Northwest Texas Insane Asylum and making an appropriation of \$400,000.

2. An act to repeal or amend Chapter 204 of the General Laws of the Thirty-fifth Legislature, providing for the establishment of the Northeast Texas Agricultural College and making an appropriation of \$250,000.

3. An act to repeal or amend Chapter 20 of the General Laws of the Thirty-fifth Legislature, providing for the establishment of the West Texas Agricultural and Mechanical College and making an appropriation of \$500,000.

The Northwest Texas Insane Asylum and the Northeast Texas Agricultural College have not as yet been located. The site for the West Texas Agricultural and Mechanical College has not as yet been taken over by the Board of Directors of the Agricultural and Mechanical College of Texas. In my judgment the State has not yet entered into a binding contract with interested parties or interested communities for the establishment of these institutions, and the subject, therefore, becomes a proper matter for legislation.

It should be taken into consideration that since these appropriations were made it has become apparent that the resources of the people will be heavily drawn upon to pay the necessary cost of war. At the same time a severe drouth has devastated a large portion of Texas, causing the burden of taxation to be more keenly felt by the citizens in these localities. While the tax rate cannot now be reduced for the current year, I recommend the repeal or postponement of these appropriations, amounting to \$1,150,000, in the interest of that economy which should be specially practiced now in administering the State government.

Respectfully submitted,  
W. P. HOBBY,  
Acting Governor of Texas.

Governor's Office.

Austin, Texas, September 24, 1917.

To the Thirty-fifth Legislature in Third Called Session:

At the request of a number of the members, and to facilitate work already suggested by the Legislature, I beg to submit for the consideration of your honorable body the following subject:

Enactment of a law to provide for an investigation of the various departments of the State government and to authorize the appointment of a committee to carry on such investigation while the Legislature is in session and after its adjournment, and to authorize the employment of such accountants as said committee may deem necessary to audit the books and accounts of each department, and the employment of efficiency experts to install improved methods for carrying on the State's business and co-ordinating the various departments.

Respectfully submitted,  
W. P. HOBBY,  
Acting Governor of Texas.

Governor's Office.

Austin, Texas, September 24, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I beg to submit for the consideration of your honorable body the following subject:

Enactment of a law creating the Oakland Independent School District of Red River county.

Respectfully submitted,  
W. P. HOBBY,  
Acting Governor of Texas.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 3, Directing the enrolling clerks of the Senate and House to furnish carbon copies of all enrolled bills to the Secretary of State for the use of the State printer.

Respectfully,  
JOHN D. McCALL,  
Secretary of the Senate.

#### HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Swope:

H. B. No. 49, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien, the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with interest thereon; provided that property redeemed under the act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents pur-

chase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of 6 per cent or less; providing that the right of redemption shall for all purposes be treated and regarded as real estate, and declaring an emergency."

Referred to Committee on Reforms in Civil Procedure.

By Mr. Tillotson:

H. B. No. 50, A bill to be entitled "An Act to repeal Chapter 29, of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is, 'An Act to establish a branch of the Agricultural and Mechanical College of Texas in that portion of Western Texas, lying west of the ninety-eighth meridian and north of the twenty-ninth parallel; providing for the location of said college; its government and the control of its finances; defining its leading objects and prescribing generally the nature and scope of instruction to be given; providing for the instruction of all students of such college in military science and for the military discipline of all students; conferring upon the Board of Directors of said college the right of eminent domain; making necessary appropriations for the location, establishment and maintenance of said college; and declaring an emergency'; providing that all acts done, or contracts or agreements that may have been entered into under the provisions of such Chapter 29 by the State of Texas or by any of its officers, agents or employes, are each and all hereby cancelled and annulled; and all appropriations made for the construction and equipment of such college are repealed, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Tillotson:

H. B. No. 51, A bill to be entitled "An Act to repeal Chapter 204, of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is, 'An Act to establish a Junior Agricultural College east of the ninety-sixth meridian and north of the Thirty-first parallel, and to place the government and direction of said institution under the governing board of the Agricultural and Mechanical College, of Texas, and making an appropriation for said junior college, and declaring an emergency';

providing that all acts done, contracts or agreements that may have been entered into, under the provisions of such Chapter 204, by the State of Texas, or by any of its officers, agents, or employes, are each and all hereby annulled and all appropriations cancelled, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Tillotson:

H. B. No. 52, A bill to be entitled "An Act to repeal Chapter 183, of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is, 'An Act to provide for the purchase of a site for, and for the establishment, location and construction of an asylum to be known as the Northwest Texas Asylum for the care, treatment and support of white insane persons, and to make an appropriation therefor, and declaring an emergency'; providing that all acts done, contracts or agreements entered into, under the authority of Chapter 183, by the State, or any of its officers, agents or employes, and all appropriations provided in said chapter are hereby annulled, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Dunnam:

H. B. No. 53, A bill to be entitled "An Act to repeal Chapter 29 of the General Laws of the Regular Session of the Thirty-fifth Legislature, 1917, being an act entitled 'An Act to establish a branch of the Agricultural and Mechanical College of Texas in that portion of Western Texas lying west of the ninety-eighth meridian and north of the twenty-ninth parallel, providing for the location of such college; its government and the control of its finances; defining its leading objects and prescribing generally the nature and scope of instruction of all students of such college in military science and for the military discipline of all students; conferring upon the Board of directors of said college the right of eminent domain; making necessary appropriations for the location, establishment and maintenance of said college, and declaring an emergency,' repealing the appropriations made by said Chapter 29, and declaring an emergency."

Referred to Committee on Appropriations.

## SENATE BILL ON FIRST READING.

S. B. No. 27 was laid before the House, read first time, and referred to the Committee on Revenue and Taxation.

## SENATE BILL NO. 11 ON FINAL PASSAGE.

The Speaker laid before the House, on its final passage,

S. B. No. 11, A bill to be entitled "An Act to regulate the business of emigrant agents, and declaring an emergency."

The bill having been read third time on last Thursday, September 20, and Mr. Cadenhead on that day having moved to postpone further consideration of the bill indefinitely.

Question—Shall the motion of Mr. Cadenhead prevail?

On motion of Mr. Beason, the motion of Mr. Cadenhead was tabled.

Question then recurring on the passage of the bill, yeas and nays were demanded.

Senate bill No. 11 was passed by the following vote:

## Yeas—49.

Beard of Milam.	Laas.
Beasley.	Lanier.
Beason.	McDowra.
Bland.	Martin.
Butler.	Meador.
Carlock.	Mendell.
Cope.	Metcalf.
Cox.	Nordhaus.
Crudgington.	Parks.
Davis	Peyton.
of Van Zandt.	Pillow.
De Bogory.	Reeves.
Denton.	Sackett.
Dudley.	Schlosshan.
Estes.	Scholl.
Fairchild.	Sholars.
Fisher.	Spradley.
Fly.	Swope.
Greenwood.	Taylor.
Hardey.	Templeton.
Harris.	Thompson
Hill.	of Red River.
Holaday.	Tschoepe.
Holland.	Williford.
Hudspeth.	Wilson.
Johnson.	

## Nays—47.

Baker.	Bryant.
Bedell.	Burton of Rusk.
Bertram.	Cadenhead.
Blackburn.	Clark.
Blackmon.	Davis of Dallas.
Bledsoe.	Davis of Grimes.

Dunnam.	Spencer of Wise.
Jones.	Stewart.
Lacey.	Terrell.
Lee.	Thomason
Low	of El Paso.
of Washington.	Thomason
McComb.	of Nacogdoches.
McMillin.	Thompson
Morris.	of Hunt.
Neeley.	Tillotson.
O'Banion.	Tilson.
O'Brien.	Tinner.
Osborne.	Traylor.
Raiden.	Veatch.
Richards.	Walker.
Robertson.	White.
Russell.	Williams
Sentell.	of Brazoria.
Seawright.	Woods.
Smith of Hopkins.	Yantis.

## Present—Not Voting.

Mr. Speaker.	Pope.
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## Absent.

Bagby.	Monday.
Beard of Harris.	Moore.
Bell.	Murrell.
Bryan.	Neill.
Burton of Tarrant.	Nichols.
Canales.	Peddy.
Cates.	Roemer.
Dodd.	Rogers.
Fitzpatrick.	Sallas.
Florer.	Schlesinger.
Haidusek.	Smith of Bastrop.
Hartman.	Smith of Scurry.
Hawkins.	Spencer of Nolan.
Laney.	Strayhorn.
Lange.	Thomas.
Lindemann.	Upchurch.
Lowe	Valentine.
of McMullen.	Wahrmund.
McCoy.	Williams
McFarland.	of McLennan.
Miller of Dallas.	Woodul.

## Absent—Excused.

Blalock.	Miller of Austin.
Brown.	Poage.

Mr. Beason moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

(Mr. Crudgington in the chair.)

## HOUSE BILL NO. 5 WITH SENATE AMENDMENT.

Mr. Nordhaus called up from the Speaker's table, with Senate amendment, for consideration of the amendment,

H. B. No. 5, A bill to be entitled "An Act to amend Chapter 105 of the Acts of the Regular Session of the Twenty-ninth Legislature, which is entitled 'An Act to prevent the diversion of electric current, water or gas from passing through any meter, and prevent any electric, water or gas meter by any manner or means from registering the full amount of current of electricity, water or gas that passes through it, and to prevent the diversion from any wire of electric current, water or gas, of any person, corporation or company engaged in the manufacture or distribution of electricity, water or gas, for lighting, power or other purposes; and to prevent the retaining of or refusing to deliver any meters, lamps or other appliances which may have been loaned or supplied for furnishing electricity, water or gas; and to prescribe a penalty for the violation thereof'; so amending said chapter as to make the presence on or about such meters, wires and pipes of any device for the diversion of electric current, water or gas, or for the prevention of the proper action, or registration of the meter prima facie evidence of intention on the part of the user to defraud, within the scope of such chapter, and so amending said act as to effect more fully the purpose thereof, and to repeal all laws in conflict herewith."

The Speaker laid the bill before the House, and the Senate amendment was read.

On motion of Mr. Nordhaus the House concurred in the Senate amendment.

Mr. Nordhaus moved to reconsider the vote by which the House concurred in the Senate amendment and to table the motion to reconsider.

The motion to table prevailed.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 21, A bill to be entitled "An Act to amend Chapter 104 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas, entitled 'An Act to create a more efficient road system for Newton county,

Texas,' etc., and declaring an emergency."

Respectfully,

G. H. BOYNTON,

Assistant Secretary of the Senate.

#### HOUSE BILL NO. 32 ON SECOND READING.

On motion of Mr. Osborne, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 32, A bill to be entitled "An Act to make an emergency appropriation to repair the North Texas Hospital buildings for the Insane at Terrell and to construct and equip a sewerage disposal plant at said hospital for the insane, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 32 ON THIRD READING.

Mr. Osborne moved to suspend the constitutional rule requiring bills to be read on three several days in each house and that House bill No. 32 be passed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.

Baker.	Fitzpatrick.
Beard of Milam.	Fly.
Beasley.	Greenwood.
Beason.	Hardey.
Bedell.	Harris.
Bertram.	Hill.
Blackburn.	Holaday.
Blackmon.	Holland.
Bland.	Hudspeth.
Bledsoe.	Johnson.
Bryan.	Jones.
Bryant.	Laas.
Burton of Rusk.	Lacey.
Butler.	Lee.
Cadenhead.	Low
Carlock.	of Washington.
Cope.	McComb.
Cox.	McDowra.
Crudgington.	McMillin.
Davis of Dallas.	Martin.
Davis of Gimes.	Meador.
Davis	Mendell.
of Van Zandt.	Metcalf.
De Bogory.	Morris.
Denton.	Murrell.
Dudley.	Neeley.
Dunnam.	Nordhaus.
Estes.	O'Banion.
Fairchild.	Osborne.
Fisher.	Parks.

Peddy.	Thomason
Pillow.	of El Paso.
Pope.	Thomason
Raiden.	of Nacogdoches.
Reeves.	Thompson
Richards.	of Hunt.
Robertson.	Thompson
Russell.	of Red River.
Sackett.	Tillotson.
Sentell.	Tilson.
Schlosshan.	Tinner.
Scholl.	Trayler.
Seawright.	Tschoepe.
Sholars.	Walker.
Smith of Hopkins.	White.
Spencer of Wise.	Williams
Spradley.	of Brazoria.
Stewart.	Williford.
Swope.	Wilson.
Taylor.	Woods.
Templeton.	Yantis.

Nays—1.

O'Brien.

Present—Not Voting.

Mr. Speaker. Lanier.

Absent.

Bagby.	Moore.
Beard of Harris.	Neill.
Bell.	Nichols.
Burton of Tarrant.	Peyton.
Canales.	Roemer.
Cates.	Rogers.
Clark.	Sallas.
Dodd.	Schlesinger.
Florer.	Smith of Bastrop.
Haidusek.	Smith of Scurry.
Hartman.	Spencer of Nolan.
Hawkins.	Strayhorn.
Laney.	Terrell.
Lange.	Thomas.
Lindemann.	Upchurch.
Lowe	Valentine.
of McMullen.	Veatch.
McCoy.	Wahrmund.
McFarland.	Williams
Miller of Dallas.	of McLennan.
Monday.	Woodul.

Absent—Excused.

Blalock.	Miller of Austin.
Brown.	Poage.

The Speaker then laid House bill No. 32 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—95.

Mr. Speaker. Baker.

Beard of Milam.	Morris.
Beasley.	Murrell.
Beason.	Neeley.
Bedell.	Nordhaus.
Bertram.	O'Banion.
Blackburn.	Osborne.
Blackmon.	Parks.
Bland.	Peyton.
Bledsoe.	Pillow.
Bryan.	Pope.
Bryant.	Raiden.
Burton of Rusk.	Reeves.
Butler.	Richards.
Cadenhead.	Robertson.
Carlock.	Russell.
Cope.	Sackett.
Cox.	Sentell.
Crudgington.	Schlosshan.
Davis of Dallas.	Scholl.
Davis of Grimes.	Seawright.
Davis	Smith of Hopkins.
of Van Zandt.	Spencer of Wise.
De Bogory.	Spradley.
Denton.	Stewart.
Dudley.	Swope.
Estes.	Taylor.
Fairchild.	Templeton.
Fisher.	Terrell.
Fitzpatrick.	Thomason
Fly.	of El Paso.
Greenwood.	Thomason
Hardey.	of Nacogdoches.
Harris.	Thompson
Hill.	of Hunt.
Holaday.	Thompson
Holland.	of Red River.
Hudspeth.	Tillotson.
Johnson.	Tilson.
Jones.	Tinner.
Laas.	Trayler.
Lacey.	Tschoepe.
Lanier.	Walker.
Lee.	White.
McComb.	Williams
McDowra.	of Brazoria.
McMillin.	Williford.
Martin.	Wilson.
Meador.	Woods.
Mendell.	Yantis.
Metcalf.	

Present—Not Voting.

O'Brien.

Absent.

Bagby.	Haidusek.
Beard of Harris.	Hartman.
Bell.	Hawkins.
Blalock.	Laney.
Burton of Tarrant.	Lange.
Canales.	Lindemann.
Cates.	Lowe
Clark.	of McMullen.
Dodd.	Low
Dunnam.	of Washington.
Florer.	McCoy.

McFarland.	Smith of Bastrop.
Miller of Dallas.	Smith of Scurry.
Monday.	Spencer of Nolan.
Moore.	Strayhorn.
Neill.	Thomas.
Nichols.	Upchurch.
Peddy.	Valentine.
Roemer.	Veatch.
Rogers.	Wahrmund.
Sallas.	Williams
Schlesinger.	of McLennan.
Sholars.	Woodul.

Absent—Excused.

Brown.	Poage.
Miller of Austin.	

(Speaker in the chair.)

#### FREE CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 8.

Mr. Holland called up from the Speaker's table the report of the Free Conference Committee on Senate bill No. 8.

The Speaker laid the report before the House and it was read as follows:

Austin, Texas, September 22, 1917.

Hon. W. L. Dean, President Pro Tempore of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: Your Free Conference Committee selected and appointed to adjust the differences between the Senate and the House on Senate bill No. 8, have had the same under consideration and beg leave to report as follows, to wit:

We recommend that the Senate concur in the House amendments to Senate bill No. 8.

Respectfully submitted,

HENDERSON,  
JOHNSTON of Harris,  
BAILEY,  
HARLEY,

On the part of the Senate.

HOLLAND,  
JOHNSON,  
FISHER,  
MENDELL,  
DUDLEY,

On the part of the House.

Question—Shall the report be adopted?

On motion of Mr. Holland, the report was laid on the table subject to call.

#### SENATE BILL NO. 17 ON SECOND READING.

On motion of Mr. Parks, the regular order of business was suspended to take up and have placed on its second reading and passage to a third reading,

S. B. No. 17, A bill to be entitled "An Act validating the charters and amendments to charters of all cities of more than five thousand inhabitants in this State which have adopted charters, or attempted to adopt or amend charters, since the enactment of Chapter 147, General Laws of the Regular Session of the Thirty-third Legislature, 1913, and validating all proceedings had by city councils or city commissions, or governing authority, in regard to the question of the adoption of charters or amendments thereto, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to a third reading.

#### HOUSE BILL NO. 33 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 33, A bill to be entitled "An Act to regulate the sale of poisons, providing for marking and designating the packages or containers, and for the registration of the name and address of the purchaser, requiring that all records be kept in well bound books, separate from all other records to be designated 'Record of Poison Sales,' designating what poisons are meant, prescribing a penalty for violations of this act, and declaring an emergency."

The bill was read third time and was passed.

Mr. O'Banion moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

(Mr. Bedell in the chair.)

#### HOUSE BILL NO. 23 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 23, A bill to be entitled "An Act to provide that owners of public free school land purchased from the

State of Texas, after January 1, 1917, and prior to January 1, 1917, on condition of settlement and residence, which land may hereafter be forfeited for non-payment of interest as now prescribed by law, provided said forfeiture was caused by reason of interest accrued or accruing prior to the taking effect of this act, shall have the right to repurchase not to exceed a complement of eight sections of said lands and leaving any lien or valid contractual right existing in and to the land so repurchased unimpaired; providing for the creation of a commission to revalue such land as may be desired to be repurchased under this act; and providing that this act become effective only as to those who are bona fide users of the land sought to be repurchased, and providing for an affidavit to be made by persons repurchasing, if demanded, and declaring an emergency."

The bill was read second time.

Mr. Bryan offered the following amendment to the bill:

Amend House bill No. 23, Section 1, by inserting the following: "In complements as now provided by law" after the word "tracts" in line 10, page 1, of the original bill.

Mr. Spradley offered the following amendment to the bill, striking out the enacting clause:

Amend House bill No. 23 by striking out line 21, page 1.

Signed—Spradley, Pope.

Question—Shall the amendment striking out the enacting clause be adopted?

**BILL ORDERED NOT PRINTED.**

On motion of Mr. Dunnam, it was ordered that House bill No. 54 be not printed.

**RECESS.**

On motion of Mr. Holland, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker:

#### HOUSE BILL NO. 23 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 23, giving certain relief to purchasers of public free school land in cases

where said land has been forfeited for non-payment of interest, on its passage to engrossment, with amendment by Mr. Bryan, and amendment by Mr. Spradley pending.

(Mr. Mendell in the chair.)

Mr. Spradley moved the previous question on the amendment striking out the enacting clause, and the main question was ordered.

Question then recurring on the amendment striking out the enacting clause of the bill, yeas and nays were demanded.

The amendment was adopted by the following vote:

**Yeas—76.**

Baker.	O'Brien.
Beard of Milam.	Parks.
Beasley.	Peyton.
Beason.	Pillow.
Bedell.	Pope.
Bertram.	Raiden.
Blackmon.	Reeves.
Bland.	Richards.
Burton of Rusk.	Robertson.
Butler.	Russell.
Cadenhead.	Sackett.
Carlock.	Sentell.
Cates.	Schlesinger.
Clark.	Schlosshan.
Davis of Dallas.	Seawright.
Dunnam.	Sholars.
Estes.	Smith of Hopkins.
Fairchild.	Spencer of Wise.
Fisher.	Spradley.
Fly.	Stewart.
Hardey.	Swope.
Harris.	Taylor.
Hill.	Terrell.
Holland.	Thomason
Johnson.	of Nacogdoches.
Laas.	Thompson
Lacey.	of Hunt.
Lanier.	Thompson
Lee.	of Red River.
Lindemann.	Tinner.
McDowra.	Trayler.
McMillin.	Tschepe.
Martin.	Veatch.
Meador.	Walker.
Mendell.	White.
Monday.	Williford.
Morris.	Wilson.
Neeley.	Woods.
Nordhaus.	Yantis.
O'Banion.	

**Nays—16.**

Bledsoe.	Davis of Grimes.
Bryan.	Davis
Cope.	of Van Zandt.
Crudgington.	Denton.

Dudley.	Scholl.
Jones.	Thomason
McComb.	of El Paso.
Metcalfe.	Tilson.
Osborne.	Woodul.

Present—Not Voting.

Mr. Speaker.	Hudspeth.
Bryant.	

Absent.

Bagby.	McFarland.
Beard of Harris.	Miller of Dallas.
Bell.	Moore.
Blackburn.	Murrell.
Blalock.	Neill.
Burton of Tarrant.	Nichols.
Canales.	Peddy.
Cox.	Roemer.
De Bogory.	Rogers.
Dodd.	Sallas.
Fitzpatrick.	Smith of Bastrop.
Florer.	Smith of Scurry.
Greenwood.	Spencer of Nolan.
Haidusek.	Strayhorn.
Hartman.	Templeton.
Hawkins.	Thomas.
Holaday.	Tillotson.
Laney.	Upchurch.
Lange.	Valentine.
Lowe.	Wahrmund.
of McMullen.	Williams
Low	of Brazoria.
of Washington.	Williams
McCoy.	of McLennan.

Absent—Excused.

Brown.	Poage.
Miller of Austin.	

Mr. Spradley moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Harris moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today, and the motion was duly seconded.

The Speaker directed the Doorkeeper to close the main entrance to the Hall and permit no member to leave the Hall without written permission from the Chair, and he instructed the Sergeant-at-Arms to lock all other doors leading out of the Hall.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to

inform the House that the Senate has passed the following bills:

H. B. No. 18, A bill to be entitled "An Act to amend Sections 1, 2 and 6, Chapter 4, of the special laws of the Regular Session of the Thirty-fifth Legislature, 1917, entitled 'An Act to create a more efficient road law for Llano county, Texas,' etc., and declaring an emergency."

H. B. No. 27, A bill to be entitled "An Act creating the Ben Wheeler Independent School District in Van Zandt county."

H. B. No. 16, A bill to be entitled "An Act to amend Sections Nos. 2, and 14 of the Special Road Laws of Coleman county, Texas, etc., and declaring an emergency."

S. B. No. 31, A bill to be entitled "An Act to amend Chapter 62, local and special laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, which chapter is an act to amend Section 2, Chapter 75, special laws of the Regular Session of the Thirtieth Legislature, 1907, being an act to authorize, enable and permit the territory within the boundaries of the town of Estelline in Hall county, Texas, and other lands and territory adjacent thereto to incorporate an independent school district for free school purposes only, etc., etc.; the said act to be amended so as to change the boundaries thereof, leaving certain sections of land out of the said Estelline Independent School District, and declaring an emergency."

Respectfully,

JOHN D. McCALL,  
Secretary of the Senate.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Cope, it was ordered that House bills Nos. 50, 51 and 52 be not printed.

#### HOUSE BILL NO. 50 ON SECOND READING.

Mr. Tillotson moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 50 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—85.

Mr. Speaker.	Morris.
Baker.	Neeley.
Beard of Milam.	Nordhaus.
Beasley.	O'Banion.
Bedell.	O'Brien.
Bertram.	Osborne.
Blackmon.	Parks.
Bland.	Peyton.
Burton of Rusk.	Pillow.
Butler.	Pope.
Cadenhead.	Raiden.
Carlock.	Reeves.
Cates.	Richards.
Clark.	Robertson.
Cope.	Russell.
Cox.	Sackett.
Davis of Dallas.	Sentell.
Davis of Grimes.	Schlesinger.
Davis	Schlosshan.
of Van Zandt.	Scholl.
Dudley.	Seawright.
Dunnam.	Smith of Hopkins.
Estes.	Spencer of Wise.
Fairchild.	Spradley.
Fisher.	Stewart.
Fly.	Swope.
Hardey.	Taylor.
Harris.	Templeton.
Hill.	Terrell.
Hudspeth.	Thomason
Johnson.	of El Paso.
Jones.	Thompson
Lacey.	of Hunt.
Lanier.	Tilson.
Lee.	Tinner.
Lindemann.	Trayler.
Low	Tschoepe.
of Washington.	Veatch.
McComb.	Walker.
McDowra.	White.
McMillin.	Williford.
Martin.	Wilson.
Meador.	Woods.
Mendell.	Yantis.
Monday.	

## Nays—11.

Beason.	Metcalf.
Bledsoe.	Thomason
Bryan.	of Nacogdoches.
Crudgington.	Thompson
Denton.	of Red River.
Holland.	Woodul.
Laas.	

## Absent.

Bagby.	Dodd.
Beard of Harris.	Fitzpatrick.
Bell.	Florer.
Blackburn.	Greenwood.
Blalock.	Haidusek.
Brown.	Hartman.
Bryant.	Hawkins.
Burton of Tarrant.	Holaday.
Canales.	Laney.
De Bogory.	Lange.

Lowe	Sholars.
of McMullen.	Smith of Bastrop.
McCoy.	Smith of Scurry.
McFarland.	Spencer of Nolan.
Miller of Dallas.	Strayhorn.
Moore.	Thomas.
Murrell.	Tillotson.
Neill.	Upchurch.
Nichols.	Valentine.
Peddy.	Wahrmund.
Roemer.	Williams
Rogers.	of Brazoria.
Sallas.	

## Absent—Excused.

Miller of Austin.	Williams
Poage.	of McLennan.

On motion of Mr. Tillotson, the regular order of business was then suspended to take up and have placed on its second reading and passage to engrossment, and on its third reading and final passage,

H. B. No. 50, A bill to be entitled "An Act to repeal Chapter 29, of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is, 'An Act to establish a branch of the Agricultural and Mechanical College of Texas in that portion of Western Texas, lying west of the ninety-eighth meridian and north of the twenty-ninth parallel; providing for the location of said college; its government and the control of its finances; defining its leading objects and prescribing generally the nature and scope of instruction to be given; providing for the instruction of all students of such college in military science and for the military discipline of all students; conferring upon the Board of Directors of said college the right of eminent domain; making necessary appropriations for the location, establishment and maintenance of said college, and declaring an emergency'; providing that all acts done, or contracts or agreements that may have been entered into under the provisions of such Chapter 29 by the State of Texas, or by any of its officers, agents or employees, are each and all hereby cancelled and annulled; and all appropriations made for the construction and equipment of such college are repealed, and declaring an emergency."

The Speaker then laid the bill before the House, and it was read second time.

Mr. Bryan moved to lay the bill on the table subject to call.

Yeas and nays were demanded, and the motion was lost by the following vote:

## Yeas—26.

Beason.	Lacey.
Bryan.	Meador.
Bryant.	Mendell.
Crudgington.	Metcalf.
De Bogory.	Morris.
Denton.	Parks.
Dudley.	Robertson.
Dunnam.	Spradley.
Fisher.	Thomason
Greenwood.	of Nacogdoches.
Harris.	Thompson.
Holland.	of Red River.
Jones.	White.
Laas.	Woodul.

## Nays—71.

Baker.	O'Banion.
Beard of Milam.	O'Brien.
Beasley.	Osborne.
Bedell.	Peyton.
Bertram.	Pillow.
Blackmon.	Pope.
Bland.	Raiden.
Burton of Rusk.	Reeves.
Butler.	Richards.
Cadenhead.	Russell.
Cates.	Sackett.
Clark.	Sentell.
Cope.	Schlesinger.
Cox.	Schlosshan.
Davis of Dallas.	Scholl.
Davis of Grimes.	Seawright.
Davis	Sholars.
of Van Zandt.	Smith of Hopkins.
Estes.	Spencer of Wise.
Fairchild.	Stewart.
Hardey.	Swope.
Hill.	Taylor.
Hudspeth.	Templeton.
Johnson.	Terrell.
Lanier.	Thompson
Lee.	of Hunt.
Lindemann.	Tillotson.
Low	Tilson.
of Washington.	Tinner.
McComb.	Trayler.
McDowra.	Tschoepe.
McMillin.	Veatch.
Martin.	Walker.
Monday.	Williford.
Murrell.	Wilson.
Neeley.	Woods.
Nordhaus.	Yantis.

## Present—Not Voting.

Mr. Speaker. Carlock.

## Absent.

Bagby.	Bledsoe.
Beard of Harris.	Burton of Tarrant.
Bell.	Canales.
Blackburn.	Dodd.
Bialock.	Fitzpatrick.

Florer.	Peddy.
Fly.	Roemer.
Haidusek.	Rogers.
Hartman.	Sallas.
Hawkins.	Smith of Bastrop.
Holaday.	Smith of Scurry.
Laney.	Spencer of Nolan.
Lange.	Strayhorn.
Lowe	Thomas.
of McMullen.	Thomason
McCoy.	of El Paso.
McFarland.	Upchurch.
Miller of Dallas.	Valentine.
Moore.	Wahrmund.
Neill.	Williams
Nichols.	of Brazoria.

## Absent—Excused.

Brown.	Williams
Miller of Austin.	of McLennan.
Poage.	

Mr. De Bogory offered the following amendment to the bill:

Amend House bill No. 50, by striking out Section No. 1 and Section No. 2 thereof, and substituting the following:

"Provided that the appropriation for the erection and maintenance of the branch of the Agricultural and Mechanical College of Texas, lying west of the ninety-eighth meridian and north of the twenty-eighth parallel, by postponing it until January 1, 1919."

Mr. Bertram moved the previous question on the amendment and the bill, and the main question was ordered.

Question first recurring on the amendment, it was lost.

House bill No. 50 was then passed to engrossment.

## HOUSE BILL NO. 50 ON THIRD READING.

The Speaker laid House bill No. 50 before the House on its third reading and final passage.

The bill was read third time.

Question then recurring on the final passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

## Yeas—83.

Baker.	Burton of Rusk.
Beard of Milam.	Butler.
Beasley.	Cadenhead.
Bedell.	Cates.
Bertram.	Clark.
Blackmon.	Cope.
Bland.	Cox.
Bryan.	Davis of Dallas.
Bryant.	Davis of Grimes.

Davis	Pope.
of Van Zandt.	Raiden.
Dunnam.	Reeves.
Estes.	Richards.
Fairchild.	Robertson.
Fisher.	Russell.
Greenwood.	Sackett.
Hardey.	Sentell.
Harris.	Schlesinger.
Hill.	Schlosshan.
Hudspeth.	Scholl.
Jones.	Seawright.
Lacey.	Sholars.
Lanier.	Smith of Hopkins.
Lee.	Spencer of Wise.
Lindemann.	Stewart.
Low	Swope.
of Washington.	Taylor.
McComb.	Templeton.
McDowra.	Terrell.
McMillin.	Thompson
Martin.	of Hunt.
Mendell.	Tillotson.
Monday.	Tilson.
Morris.	Tinner.
Murrell.	Trayler.
Neeley.	Tschoepe.
Nordhaus.	Veatch.
O'Banion.	Walker.
O'Brien.	White.
Osborne.	Williford.
Parks.	Wilson.
Peyton.	Woods.
Pillow.	Yantis.

## Nays—13.

Beason.	Metcalfe.
Crudgington.	Spradley.
De Bogory.	Thomason
Denton.	of Nacogdoches.
Dudley.	Thompson
Holland.	of Red River.
Laas.	Woodul.
Meador.	

## Present—Not Voting.

Mr. Speaker.

## Absent.

Bagby.	Johnson.
Beard of Harris.	Laney.
Bell.	Lange.
Blackburn.	Lowe
Blalock.	of McMullen.
Bledsoe.	McCoy.
Burton of Tarrant.	McFarland.
Canales.	Miller of Dallas.
Carlock.	Moore.
Dodd.	Neill.
Fitzpatrick.	Nichols.
Florer.	Peddy.
Fly.	Roemer.
Haidusek.	Rogers.
Hartman.	Sallas.
Hawkins.	Smith of Bastrop.
Holaday.	Smith of Scurry.

Spencer of Nolan.	Valentine.
Strayhorn.	Wahrmund.
Thomas.	Williams
Thomason	of Brazoria.
of El Paso.	Williams
Upchurch.	of McLennan.

## Absent—Excused.

Brown.	Poage.
Miller of Austin.	

## Reason for Vote.

I vote "yea" because I do not believe that this school would prosper under the stigma that is attached to it because of the unfortunate circumstances attending its location. At the time the Legislature created this school the conditions of the country were about normal—we were not at war with the imperial German government, and the great devastating drouth that has prevailed in Texas for many months could not have been foreseen. Again, the people of Texas are not only sorely financially oppressed at this time account of almost complete crop failure, but unusual high cost of living occasioned by the war, but our State tax rate is now at its constitutional limit.

I did everything I could to secure the enactment of the bill creating this school at the Regular Session of the Thirty-fifth Legislature. I thought then and think now this school is badly needed in this section of the State, and I firmly believe now that when conditions are again normal that a just Legislature will give to West Texas this school. I have the utmost confidence in the fairness of the members of any Texas Legislature who come from the sections of this State in which this school is not to be located and that they will do as the members of this Legislature have heretofore done and will again create this school at the proper time. For these and other reasons I vote "yea."

BRYANT.

Mr. Bryan moved to reconsider the vote by which House bill No. 50 was passed and asked to have the motion to reconsider spread on the Journal.

Mr. O'Banion called up the motion to reconsider and moved to lay it on the table.

Question first recurring on the motion to table, it prevailed.

## HOUSE BILL NO. 51 ON SECOND READING.

Mr. Tillotson moved to suspend the constitutional rule requiring bills to be

read on three several days in each house and that House bill No. 51 be placed on its second reading and passage to engrossment.

The motion prevailed by the following vote:

Yeas—85.

Baker.	Neeley.
Beard of Milam.	Nordhaus.
Beasley.	O'Banion.
Beason.	O'Brien.
Bedell.	Osborne.
Bertram.	Parks.
Blackmon.	Peyton.
Bland.	Pillow.
Bryan.	Raiden.
Bryant.	Reeves.
Burton of Rusk.	Richards.
Butler.	Robertson.
Cadenhead.	Russell.
Carlock.	Sackett.
Cates.	Sentell.
Clark.	Schlesinger.
Cope.	Schlosshan.
Cox.	Scholl.
Crudgington.	Seawright.
Davis of Dallas.	Sholars.
Davis of Grimes.	Smith of Hopkins.
Davis	Spencer of Wise.
of Van Zandt.	Spradley.
De Bogory.	Stewart.
Dudley.	Swope.
Dunnam.	Taylor.
Estes.	Templeton.
Fairchild.	Terrell.
Fly.	Thomason
Greenwood.	of El Paso.
Hardey.	Thompson
Harris.	of Hunt.
Hill.	Tillotson.
Hudspeth.	Tilson.
Johnson.	Tinner.
Lacey.	Trayler.
Lanier.	Tschoepe.
Lindemann.	Veatch.
McComb.	Walker.
McDowra.	White.
McMillin.	Williford.
Martin.	Wilson.
Mendell.	Woods.
Morris.	Yantis.

Nays—9.

Denton.	Monday.
Jones.	Thomason
Laas.	of Nacogdoches.
Low	Thompson
of Washington.	of Red River.
Metcalf.	Woodul.

Present—Not Voting.

Mr. Speaker. Meador.

Absent.

Bagby. Beard of Harris.

Bell.	McFarland.
Blackburn.	Miller of Dallas.
Blalock.	Moore.
Bledsoe.	Murrell.
Burton of Tarrant.	Neill.
Canales.	Nichols.
Dodd.	Peddy.
Fisher.	Pope.
Fitzpatrick.	Roemer.
Florer.	Rogers.
Haidusek.	Sallas.
Hartman.	Smith of Bastrop.
Hawkins.	Smith of Scurry.
Holaday.	Spencer of Nolan.
Holland.	Strayhorn.
Laney.	Thomas.
Lange.	Upchurch.
Lee.	Valentine.
Lowe	Wahrmund.
of McMullen.	Williams
McCoy.	of Brazoria.

Absent—Excused.

Brown.	Williams
Miller of Austin.	of McLennan.
Poage.	

On motion of Mr. Tillotson, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 51, A bill to be entitled "An Act to repeal Chapter 204 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to establish a Junior Agricultural College east of the ninety-sixth meridian and north of the thirty-first parallel, and to place the government and direction of said institution under the governing board of the Agricultural and Mechanical College of Texas, and making an appropriation for said Junior College, and declaring an emergency'; providing that all acts done, contracts or agreements that may have been entered into, under the provisions of such Chapter 204, by the State of Texas, or by any of its officers, agents or employes are each and all hereby annulled and all appropriations cancelled, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Thompson of Red River offered the following amendment to the bill:

Amend House bill No. 51 by striking out Sections 1 and 2 and insert "that no appropriation be used for the construction of said schools until February 1, 1919."

On motion of Mr. Terrell, the amendment was tabled.

House bill No. 51 was then passed to engrossment.

HOUSE BILL NO. 51 ON THIRD  
READING.

Mr. Tillotson moved to suspend the constitutional rule requiring bills to be read on three several days in each house and that House bill No. 51 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.

Baker.	Nordhaus.
Beard of Milam.	O'Banion.
Beasley.	O'Brien.
Beason.	Osborne.
Bedell.	Parks.
Bertram.	Peyton.
Blackmon.	Pillow.
Bland.	Pope.
Bryan.	Raiden.
Bryant.	Reeves.
Burton of Rusk.	Richards.
Butler.	Robertson.
Cadenhead.	Russell.
Carlock.	Sackett.
Cates.	Sentell.
Clark.	Schlesinger.
Cope.	Schlosshan.
Cox.	Scholl.
Crudgington.	Seawright.
Davis of Dallas.	Sholars.
Davis of Grimes.	Smith of Hopkins.
Davis	Spencer of Wise.
of Van Zandt.	Spradley.
De Bogory.	Stewart.
Dudley.	Swope.
Dunnam.	Taylor.
Estes.	Templeton.
Fly.	Terrell.
Greenwood.	Thomason
Hardey.	of El Paso.
Harris.	Thompson
Johnson.	of Hunt.
Lacey.	Tillotson.
Lanier.	Tilson.
Lee.	Tinner.
Lindemann.	Trayler.
McComb.	Tschoepe.
McDowra.	Veatch.
McMillin.	Walker.
Martin.	White.
Meador.	Williford.
Mendell.	Wilson.
Morris.	Woods.
Murrell.	Woodul.
Neeley.	Yantis.

Nays—11.

Bledsoe.	Low
Denton.	of Washington.
Fairchild.	Metcalf.
Fitzpatrick.	Thomason
Hudspeth.	of Nacogdoches.
Jones.	Thompson
Laas.	of Red River.

## Present—Not Voting.

Fisher.

Hill.

Absent.

Bagby.	Monday.
Beard of Harris.	Moore.
Bell.	Neill.
Blackburn.	Nichols.
Blalock.	Peddy.
Burton of Tarrant.	Roemer.
Canales.	Rogers.
Dodd.	Sallas.
Florer.	Smith of Bastrop.
Haidusek.	Smith of Scurry.
Hartman.	Spencer of Nolan.
Hawkins.	Strayhorn.
Holaday.	Thomas.
Holland.	Upchurch.
Laney.	Valentine.
Lange.	Wahrmund.
Lowe	Williams
of McMullen.	of Brazoria.
McCoy.	Williams
McFarland.	of McLennan.
Miller of Dallas.	

Absent—Excused.

Brown.

Poage.

Miller of Austin.

The Speaker then laid House bill No. 51 before the House on its third reading and final passage.

The bill was read third time and was passed.

Mr. Tillotson moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 36, A bill to be entitled "An Act creating the Oakland Independent School District in Red River county, etc., and declaring an emergency."

Respectfully,

JOHN D. McCALL,  
Secretary of the Senate.

MESSAGES FROM THE ACTING  
GOVERNOR.

Mr. S. Raymond Brooks, private secretary to the Acting Governor, appeared at the bar of the House and, being duly

announced, presented the following messages from the Acting Governor, which were read to the House:

Governor's Office,  
Austin, Texas, September 24, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I beg to submit for the consideration of your honorable body the following subjects:

1. Enactment of a law to fix a schedule of salaries for county superintendents.

2. Enactment of a law providing for destruction of Russian thistle, and to prevent its growth and spread.

Respectfully submitted,  
W. P. HOBBY,  
Acting Governor of Texas.

Governor's Office,  
Austin, Texas, September 24, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I beg to submit for the consideration of your honorable body the following subjects:

1. Enactment of a law to repeal all special road laws heretofore enacted for Titus county, Texas, and to specifically repeal Chapter 106 of the Special Laws of the Regular Session of the Thirty-third Legislature, 1913.

2. Enactment of a law to amend Section 17, Chapter 83, approved March 16, 1917, relating to the prospecting and development of minerals in the public lands so as to appropriate to the general revenue the proceeds arising from royalties from oil and gas developed in areas other than lands belonging to the public free school fund, the University fund and the several asylum funds, instead of appropriating said proceeds to the game, fish and oyster fund.

Respectfully submitted,  
W. P. HOBBY,  
Acting Governor of Texas.

#### MOTION TO TAKE UP HOUSE BILL NO. 52.

Mr. Tillotson moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 52 be placed on its second reading and passage to engrossment.

The motion was lost by the following

vote (not receiving the necessary four-fifths vote):

Yeas—65.

Baker.	Martin.
Beard of Milam.	Murrell.
Beasley.	O'Banion.
Bedell.	O'Brien.
Bertram.	Osborne.
Blackmon.	Peyton.
Bland.	Pope.
Bledsoe.	Raiden.
Bryan.	Reeves.
Bryant.	Richards.
Burton of Rusk.	Russell.
Butler.	Sackett.
Cadenhead.	Sentell.
Clark.	Schlosshan.
Cope.	Seawright.
Cox.	Smith of Hopkins.
Crudgington.	Spencer of Wise.
Davis of Dallas.	Stewart.
Davis of Grimes.	Taylor.
Davis	Terrell.
of Van Zandt.	Thomason
De Bogory.	of El Paso.
Dudley.	Tillotson.
Estes.	Tilson.
Fairchild.	Tinner.
Fly.	Trayler.
Hardey.	Tschoepe.
Harris.	Veatch.
Holland.	Williford.
Hudspeth.	Wilson.
Lacey.	Woods.
McComb.	Woodul.
McDowra.	Yantis.
McMillin.	

Nays—34.

Beason.	Morris.
Carlock.	Neeley.
Cates.	Nordhaus.
Denton.	Parks.
Dunnam.	Pillow.
Fisher.	Schlesinger.
Fitzpatrick.	Scholl.
Greenwood.	Sholars.
Hill.	Spradley.
Jones.	Swope.
Laas.	Templeton.
Lanier.	Thomason
Lee.	of Nacogdoches.
Lindemann.	Thompson
Low	of Hunt.
of Washington.	Thompson
Meador.	of Red River.
Mendell.	Walker.
Metcalf.	White.

Present—Not Voting.

Mr. Speaker.

Absent.

Bagby.	Blackburn.
Beard of Harris.	Blalock.
Bell.	Burton of Tarrant.

Canales.	Nichols.
Dodd.	Peddy.
Florer.	Robertson.
Haidusek.	Roemer.
Hartman.	Rogers.
Hawkins.	Sallas.
Holaday.	Smith of Bastrop.
Johnson.	Smith of Scurry.
Laney.	Spencer of Nolan.
Lange.	Strayhorn.
Lowe.	Thomas.
of McMullen.	Upchurch.
McCoy.	Valentine.
McFarland.	Wahrmund.
Miller of Dallas.	Williams
Monday.	of Brazoria.
Moore.	Williams
Neill.	of McLennan.

Absent—Excused.

Brown.	Poage.
Miller of Austin.	

#### SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally the first time, and referred to appropriate committees, as follows:

Senate bills Nos. 31 and 36 to Committee on Education.

#### HOUSE BILL ON FIRST READING.

The following House bill, introduced today, was laid before the House, read first time and referred to the appropriate committee, as follows:

By Mr. Pillow, Mr. Bledsoe, Mr. Robertson, Mr. Fairchild and Mr. McMillin:

H. B. No. 54, A bill to be entitled "An act to amend Section 17, of Chapter 83, approved March 16, 1917, relating to the prospecting and development of minerals in the public lands, so as to appropriate to the general revenue the proceeds arising from the royalties from oil and gas developed in areas other than land belonging to the public free school fund, the University fund, and the several asylum funds, instead of appropriating said proceeds to the game, fish and oyster funds, and declaring an emergency."

Referred to Committee on Mines and Mining.

#### BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been

read severally, the following enrolled bills:

H. B. No. 18, "An Act to amend Sections 1, 2 and 6, Chapter 4, of the Special Laws of the Regular Session of the Thirty-fifth Legislature, 1917, being an act to create a more efficient road law for Llano county, Texas, etc."

H. B. No. 21, "An Act to amend Chapter 104 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas, entitled an act creating a more efficient road system for Newton county, Texas, etc., and declaring an emergency."

H. B. No. 27, "An Act creating the Ben Wheeler Independent School District in Van Zandt county, Texas, defining its metes and bounds, providing for a board of trustees therefor, vesting it with the rights and duties of district incorporated for school purposes only under the general laws, and declaring an emergency."

H. B. No. 16, "An Act to amend Sections Nos. 2 and 14 of the Special Road Laws of Coleman county, Texas, approved April 15, 1905, being House bill No. 542, as amended by an act being House bill No. 688, of the Special Laws of Texas, and as amended by an act, being House bill No. 52, of the Special Laws of Texas, approved June 4, 1915, which House bill No. 542 is entitled 'An Act to amend Sections 2, 4, 6, 7, 9, 12 and 14 of the Special Laws of Texas, approved April 15, 1905, being House bill No. 542, entitled "An Act to create a more efficient road system for Coleman county, Texas; and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the public roads of said county, and providing for officers' fees and rewards for escaped convicts, and authorizing the working of county convicts partly upon the county convict farm as well as upon the public roads, and partly upon both, in the discretion of the commissioners court, and making provisions applicable as far as practicable to convicts when worked upon county farms; and to provide for the summoning of teams for road work, and for an allowance of time of road service for same; and fixing a penalty for a violation of this act; and to repeal all laws in conflict with this act as to

Coleman county; providing for the condemnation of land needed for widening, straightening, changing or draining roads, providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads, and giving persons summoned to work upon the roads the right to be relieved from the discharge of such duty on the payment of specific sums of money herein stipulated; providing for the collection of such sums of money by road overseers; and prescribing the penalties for failure to comply with the provisions of this act," and declaring an emergency."

H. B. No. 5, "An Act to amend Chapter 105 of the Acts of the Regular Session of the Twenty-ninth Legislature, which is entitled 'An Act to prevent the diversion of electric current, water or gas from passing through any meter, and prevent any electric, water or gas meter by any manner or means from registering the full amount of current of electricity, water or gas that passes through it, and to prevent the diversion from any wire of electric current, water or gas, of any person, corporation or company engaged in the manufacture or distribution of electricity, water or gas, for lighting, power or other purposes; and to prevent the retaining of or refusing to deliver any meters, lamps or other appliances which may have been loaned or supplied for furnishing electricity, water or gas; and to prescribe a penalty for the violation thereof'; so amending said chapter as to make the presence on or about such meters, wires and pipes, or any device for the diversion of electric current; water or gas, or for the prevention of the proper action, or registration of the meter prima facie evidence of intention on the part of the user to defraud, within the scope of such chapter, and so amending said act as to effect more fully the purpose thereof, and to repeal all laws in conflict herewith."

#### HOUSE BILL NO. 44 ON SECOND READING.

On motion of Mr. Cope, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 44, A bill to be entitled "An Act concerning impeachment of officers; providing what officers, agents and employes may be impeached by the

House of Representatives and tried thereon by the State; providing for the convening of the House and Senate for such purposes, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Cope offered the following amendment to the bill:

Amend the bill at the end of Section 1, in the last line of said section, by adding after the clause "with respect to," the following words: "The impeachment or removal of."

Amend the bill so as to provide that subdivision b of Section 2 shall read as follows:

(b) By proclamation of the Speaker of the House, which proclamation shall be made only when petitioned in writing by not less than fifty (50) members of the House.

The amendment was adopted.

Mr. Templeton offered the following amendment to the bill:

Amend House bill No. 44, Section 2, by striking out the word "mileage" after the words "shall receive the same," and adding after Section 2 the following: "No member of the House shall receive mileage in amount greater than five cents per mile in going to and from the capital by the most direct and convenient route of travel."

On motion of Mr. Murrell, the amendment was tabled.

Mr. Templeton offered the following amendment to the bill:

Amend House bill No. 44, by striking out the word "mileage" in the first part of the last paragraph of Section 3 of the bill, and substituting at the end of said Section 3 the following: "No member of the Senate nor the Lieutenant Governor shall receive mileage exceeding five cents per mile in going to or coming from the capital by the most direct and convenient route of travel."

On motion of Mr. Cope, the amendment was tabled.

Mr. Spradley offered the following amendment to the bill:

Amend House bill No. 44, by adding after line 5 the following: "It shall take two-thirds of the members of the House to pass the articles of impeachment."

Mr. Holland raised a point of order on consideration of the amendment on the ground that the subject matter of the amendment is provided for and fixed in the Constitution.

The Speaker overruled the point of order.

On motion of Mr. Murrell, the amendment was tabled.

Mr. Spradley offered the following amendment to the bill:

Amend House bill No. 44 by striking out the word "employees."

Question—Shall the amendment be adopted?

(Mr. Crudgington in the chair.)

#### APPOINTMENT OF EMPLOYEES ANNOUNCED.

The Speaker announced the appointment of the following employees:

Rudolph Kunetka, page to Sergeant-at-Arms in place of Ted Whitlock, resigned.

Jack Foster, page, in place of Willie Shields, resigned.

John Blocker, porter, in place of Nat Isaacs, resigned.

#### ADJOURNMENT.

Mr. O'Brien moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Holland moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion of Mr. Holland prevailed and the House, accordingly, at 5 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

#### APPENDIX.

#### REPORTS OF COMMITTEE ON REFORMS IN CIVIL PROCEDURE.

Committee Room,

Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Reforms in Civil Procedure, to whom was referred Senate bill No. 27, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

CARLOCK, Chairman.

Committee Room,

Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Reforms in Civil Procedure, to whom was referred House bill No. 49, have had the same

under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

CARLOCK, Chairman.

#### REPORT OF COMMITTEE ON COUNTIES.

Committee Room,

Austin, Texas, September 21, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Counties, to whom was referred Senate bill No. 26, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

HARDEY, Chairman.

#### REPORT OF COMMITTEE ON ROADS, BRIDGES AND FERRIES.

Committee Room,

Austin, Texas, September 20, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred House bill No. 34, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

LEE, Vice-Chairman.

#### REPORTS OF COMMITTEE ON APPROPRIATIONS.

Committee Room,

Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 52, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

PEYTON, Chairman.

Committee Room,

Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 51, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

PEYTON, Chairman.

Committee Room,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House  
of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 50, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

PEYTON, Chairman.

Committee Room,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House  
of Representatives.

Sir: Your Committee on Appropriations, to whom was referred House bill No. 53, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass, as another bill on the same subject has been reported out favorably.

PEYTON, Chairman.

#### REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House  
of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 32, A bill to be entitled "An Act to make an emergency appropriation to repair the North Texas Hospital buildings for the Insane at Terrell and to construct and equip a sewage disposal plant at said hospital for the insane, and declaring an emergency,"

And find the same correctly engrossed.

RUSSELL, Chairman.

Committee Room,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House  
of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 51, A bill to be entitled "An Act to repeal Chapter 204 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to establish a Junior Agricultural College east of the ninety-sixth

meridian and north of the thirty-first parallel, and to place the government and direction of said institution under the governing board of the Agricultural and Mechanical College of Texas, and making an appropriation for said Junior College, and declaring an emergency'; providing that all acts done, contracts or agreements that may have been entered into, under the provisions of such Chapter 204, by the State of Texas, or by any of its officers, agents or employes, are each and all hereby annulled and all appropriations cancelled, and declaring an emergency,"

And find the same correctly engrossed.

RUSSELL, Chairman.

Committee Room,  
Austin, Texas, September 24, 1917.

Hon. F. O. Fuller, Speaker of the House  
of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 50, A bill to be entitled "An Act to repeal Chapter 29 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to establish a branch of the Agricultural and Mechanical College of Texas in that portion of Western Texas, lying west of the ninety-eighth meridian and north of the twenty-ninth parallel; providing for the location of said college; its government and the control of its finances; defining its leading objects and prescribing generally the nature and scope of instruction to be given; providing for the instruction of all students of such college in military science and for the military discipline of all students; conferring upon the Board of Directors of said college the right of eminent domain; making necessary appropriations for the location, establishment and maintenance of said college, and declaring an emergency'; providing that all acts done, or contracts or agreements that may have been entered into under the provisions of such Chapter 29 by the State of Texas, or by any of its officers, agents or employes, are each and all hereby cancelled and annulled; and all appropriations made for the construction and equipment of such college are repealed, and declaring an emergency,"

And find the same correctly engrossed.

RUSSELL, Chairman.